

United States Bankruptcy Court
Southern District of Georgia

15-40894

In re Juan R. Colon

Debtor(s)

Case No.

Chapter

13**CHAPTER 13 PLAN AND MOTION**

[General Order 2005-3 Approved Form]

1. Debtor(s) shall pay to the Trustee the sum of \$ 160.00 for the applicable commitment period of:☒ 60 months: **or**

(If applicable include the following): These plan payments

☐ a minimum of 36 months. § 1325(b)(4).

change to \$ ____ in month ____.

2. From the payments so received, the Trustee shall make disbursements as follows:

(a) The Trustee percentage fee as set by the United States Trustee.

(b) Attorney fees allowed pursuant to § 507(a)(2) of \$ 3,000.000 to be paid in accordance with applicable General Orders of this Court.

(c) Other § 507 claims, unless provided for otherwise in the plan will be paid in full over the life of the plan as funds become available in the order specified by law.

(d) ☐ Monthly payments according to the contract on the following long-term debts. § 1322(b)(5). (Payments which become due after the filing of the petition but before the month of the first payment designated here will be added to the pre-petition arrearage claim):CREDITORMONTH OF FIRST TRUSTEE
PAYMENTINITIAL MONTHLY
PAYMENT**-NONE-****IN THE ALTERNATIVE:**☐ Debtor will make post-petition payments direct to creditor according to the contract on the following long-term debts:CREDITORINITIAL MONTHLY PAYMENT**-NONE-**

(e) Fully Secured Allowed Claims and Executory Contracts as set forth below:

CREDITORCOLLATERALESTIMATED
CLAIMINTEREST RATEMONTHLY
PAYMENT**TITLEMAX OF
GEORGIA INC****2006 SCION XB****\$3,100.00****4.50%****\$70.00**

(f) Undersecured Allowed Claims. Debtor moves to value the collateral partially securing the following claims pursuant to §506 and provide payment in satisfaction of those claims as set forth below:

CREDITORCOLLATERALVALUATIONINTEREST
RATE
%MONTHLY
PAYMENT**-NONE-**

(g) Cure payments on allowed prepetition arrearage claims set forth below. § 1322(b)(5):

CREDITORESTIMATED PREPETITION CLAIM**-NONE-**

(h) The following unsecured allowed claims are classified to be paid at 100% ☐ with interest at ____ %; ☒ without interest. 15-40894

CREDITOR

-NONE-

- (i) Allowed general unsecured claims, including the unsecured portion of any bifurcated claims provided for in ¶2(f) or 6, will be paid a 0 % dividend or a prorata share of \$ 100.00, whichever is greater.

3. Debtor will make § 1326(a)(1) pre-confirmation lease and adequate protection payments on allowed claims of the following creditors: ☐ Direct to the Creditor; or ☒ To the Trustee

CREDITOR

-NONE-

ADEQUATE PROTECTION OR LEASE
PAYMENT AMOUNT

4. Debtor will pay all post-petition domestic support obligations direct to the holder of such claim identified here. § 101(14A). Debtor requests Trustee to provide the statutory notice of § 1302(d) to these claimants.

CREDITOR

KATRINA COLON

INOVA GUZMAN

ADDRESS

**24 OLD MILL ROAD, PORT WENTWORTH, GA
31407**

**800 LEISURE LAKE DRIVE, APT 11C,
WARMER ROBINS, GA 31088**

5. Pursuant to 11 U.S.C. §522(f), debtor moves to avoid the liens of the following creditors, upon confirmation but subject to § 349, with respect to the property described below:

CREDITOR

-NONE-

PROPERTY

6. The following collateral is surrendered to the creditor to satisfy the secured claim to the extent shown below:

CREDITOR

AARON'S INC

PLANET HOME LENDING

DESCRIPTION OF
COLLATERAL

HHGS

**SINGLE FAMILY DWELLING
LOCATED AT 24 OLD MILL
ROAD, PORT WENTWORTH, GA
31407**

AMOUNT OF CLAIM

SATISFIED

**FAIR MARKET VALUE OF
FULL DEBT**

**FAIR MARKET VALUE OF
FULL DEBT**

7. Holders of allowed secured claims shall retain the liens securing said claims to the full extent provided by § 1325(a)(5).

8. Other provisions: 44 MONTHS AFTER CONFIRMATION AND UPON PAYMENT IN FULL OF ALL ATTORNEYS FEES ANY FUNDS RECEIVED BY THE TRUSTEE IN EXCESS OF PROPOSED PAYMENTS UNDER PARAGRAPH 2 SHALL BE PAID TO SECURED CREDITORS PRO-RATA.

ATTORNEYS FEES TO BE PAID AS FOLLOWS: \$500.00 UPON CONFIRMATION AND \$75.00/MONTH THEREAFTER UNTIL PAID IN FULL. UPON PAYMENTS IN FULL OF ALL ATTORNEYS FEES THE AMOUNT PAID TO SECURED CREDITORS SHALL BE INCREASED BY THAT AMOUNT.

ANY FEES, EXPENSES AND CHARGES ASSERTED UNDER FED. R. BANKR. P. 3002.1(c) ARE NOT TO BE FUNDED THROUGH THE CHAPTER 13 PLAN. DEBTOR WILL PAY THESE POST-PETITION EXPENSES DIRECTLY TO THEIR MORTGAGE HOLDER/SERVICER UNLESS THE COURT HAS

DISALLOWED THEM ON A MOTION FILED UNDER FED. R BANKR. P. 3002.1 (e).

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THE DEBTOR(S) AGREES TO INCREASE PLAN PAYMENTS, IF NECESSARY, TO COMPLY WITH THE 11 U.S.C. 1325.

UPON RECEIPT BY THE CHAPTER 13 TRUSTEE OF \$310.00 FROM THE DEBTOR(S), THE TRUSTEE SHALL FORWARD THE FILING FEE TO THE CLERK OF THE U.S. BANKRUPTCY COURT.

9. The amount, and secured or unsecured status, of claims disclosed in this Plan are based upon debtor's best estimate and belief. An allowed proof of claim will supersede those estimated claims. Objections to claims may be filed before or after confirmation. Debtor will increase payments in the amount necessary to fund allowed claims as this Plan proposes, after notice from the Trustee and a hearing if necessary, unless a Plan Modification is approved.

Date June 17, 2015

Signature /s/ Juan R. Colon
Juan R. Colon
Debtor

Revised 10/2005